

### **REMARKS**

In the above-mentioned office action, all of the pending claims, claims 1 and 3-7, were rejected. Claims 1 and 4-7 were rejected under Section 102(e) over *Putcha*. And, claim 3 was rejected under Section 103(a) over the combination of *Putcha* and *Rimhagen*.

Responsive to the rejections of the claims, the applicant submits herewith declarations of the inventors and the European associate that prepared the priority application of the subject application. The declarations present evidence of invention by the inventors of the present application prior to the effective date of *Putcha*. Therefore, *Putcha* is an invalid reference by which to reject the claims.

As the facts set forth in the declarations enclosed herewith indicates that the *Putcha* reference is not an effective reference against the claims, the applicants believe the rejection of claims 1 and 4-7 to be in error. And, as the rejection of dependent claim 3 over the combination of *Putcha* and *Rimhagen* relies primarily upon *Putcha* for showing all but the user equipment being arranged to read master information block at intervals, this claim also is believed to recite patentable subject matter over the *Rimhagen* reference.

Accordingly, in light of the foregoing, claims 1 and 3-7 are believed to be in condition for allowance. Accordingly, re-examination and reconsideration for allowance of these claims is respectfully requested.

Respectfully submitted,

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